

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DWS INVESTMENTGESELLSCHAFT MBH  
and KBC ASSET MANAGEMENT NV,

Plaintiffs,

v.

VIVENDI UNIVERSAL, S.A., JEAN MARIE  
MESSIER, and GUILLAUME HANNEZO,

Defendants.

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Civil Action No. 1:07-cv-11297 (RJH)

Related to No. 02-cv-5571 (RJH)

Electronically Filed

**NOTICE OF DISMISSAL**

Pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, the Plaintiffs, DWS Investmentgesellschaft mbH and KBC Asset Management NV, by their undersigned counsel, hereby give notice that they are dismissing this action, without prejudice, with each party bearing its own costs, including attorneys' fees.

/s/ William H. Narwold

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**CERTIFICATE OF SERVICE**

I hereby certify that on December 26, 2007, a copy of the foregoing Notice of Dismissal was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

/s/ William H. Narwold

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